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PTO/SB/17 (12-04)

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**FEE TRANSMITTAL
For FY 2005**

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)**1,370.00**

Complete if Known

Application Number	09/825,489
Filing Date	04/03/2001
First Named Inventor	Agrawal
Examiner Name	T.A. Vivlemore
Art Unit	1635
Attorney Docket No.	047508.514US2 (HYZ-075)

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify) Wilmer Cutler Pickering Hale and Dorr LLP
 Deposit Account Deposit Account Number: 08-0219 Deposit Account Name:

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
 Charge any additional fee(s) or underpayments of fee(s) Credit any overpayments

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		
	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fees Paid (\$)
Utility	300	150	500	250	200	100	0
Design	200	100	100	50	130	65	0
Plant	200	100	300	150	160	80	0
Reissue	300	150	500	250	600	300	0
Provisional	200	100	0	0	0	0	0

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent 50 25

Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent 200 100

Multiple dependent claims 360 180

<u>Total Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	<u>Multiple Dependent Claims</u>	
				<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
- 20 or HP =	x	=		0	0

HP = highest number of total claims paid for, if greater than 20

<u>Indep. Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
- 3 or HP =	x	=	

HP = highest number of independent claims paid for, if greater than 3

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
- 100 =	/ 50 =	0 (round up to a whole number) x	=	

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: Surcharge under 37 CFR §1.17(t) for Petition

Fees Paid (\$)

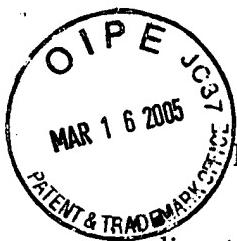
1,370

SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	46,967	Telephone	617-526-6190
Name (Print/Type)	James T. Olesen			Date	03/14/2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Agrawal, et al.

Serial No.: 09/825,489

Filing Date: April 3, 2001

Title: *Sensitization of Cells to Cytotoxic Agents
Using Oligonucleotides Directed to
Nucleotide Excision Repair or Transcription
Coupled Repair Genes*

Art Unit: 1635

Examiner: Vivlemore, T.A.

Atty Docket: 047508.514US2
(HYZ-075)

CERTIFICATION UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia, 22313-1450.

March 14, 2005

Date of signature and
of mail deposit

Mary Jo Nispel

Mary Jo Nispel

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO ACCEPT UNINTENTIONALLY DELAYED PRIORITY CLAIM
UNDER 37 C.F.R. §1.78(a)(6)

Sir:

Applicants hereby submit this petition to accept an unintentionally delayed claim under 35 U.S.C. 119(e) for the benefit of a prior-filed provisional application, as provided under 37 C.F.R. §1.78(a)(6). In the accompanying response under 37 C.F.R. §1.111, Applicants have amended the specification to contain the reference to the earlier-filed provisional application, as required under 37 C.F.R. §1.78(a)(5). Applicants further submit herewith an authorization of payment of the surcharge set forth in 37 CFR §1.17(t), and do hereby state that the entire delay, from the date the claim of priority was due under 37 C.F.R. §1.78(a)(5)(ii), was unintentional.

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Appl. No. 09/825,489
Response, dated March 14, 2005
Reply to Office Action of Sept. 14, 2004

Accordingly, Applicants respectfully request acknowledgement of the acceptance of their proper claim of priority to the earlier-filed provisional application 60/194,343, which was filed April 3, 2000. No further fee is believed due at this time, however please charge any additional fees, or refund any overpayment, to Deposit Account No. 08-0219.

Respectfully submitted,



James T. Olesen, Ph.D., Reg. No. 46,967
Attorney for Applicants

Date: **March 14, 2005**
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